

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

R&B - Land Acquisition - Mahabubabad and Gumudoor village in Warangal District - Land acquisition for laying of by-pass road to Narasampet - Mahabubabad - Yellandu road - A.S.No. 2482/1999 dismissed by upholding the judgment of lower court in OP.No.89/1996 - Administrative sanction of Rs. 42,51,672/- towards payment of enhanced balance decretal charges in CC.No. 1200/2009 in WP.No. 6318/2009 in OP.No. 89/1996 - Accorded - Orders - Issued.

TRANSPORT, ROADS AND BUILDINGS (ROADS.III) DEPARTMENT

G.O.Rt.No. 499

Dated: 14th May, 2012.

Read the following:-

1. GORt.No. 73, TR&B (R.III) Dept., dt. 19-1-2010.
2. GORt.No. 794, TR&B (R.III) Dept., dt. 21-8-2010.
3. From the Govt., Pleader for TR&B, High Court of A.P., Lr.No. CC.No.1200/2009, Tr.R&B dt. 17.9.2010.
4. Govt. Memo. No. 7369/R.III(2)/2009-4, dt. 24.9.2010.
5. From the District Collector, Warangal Rc.No. G1/675/2000, dt. 17.3.2011.
6. From the Engineer-in-Chief (R&B) SR, Hyd., Lr.No. 45127/DEE-5/AEE-1/LA/03, dt. 2-5-2011.

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ORDER:-

In the G.O., first read above, Govt., have accorded administrative sanction of Rs. 22,64,022/- towards payment of remaining 50% of decretal amount for depositing with the Hon'ble Sr. Civil Judge Court at Mahabubabad in EP. filed in OP.No. 89/1996 under Contingency Fund.

2) In the G.O., second read above, Govt., have accorded administrative sanction of Rs. 11,19,636/- towards payment of remaining decretal amount for depositing with the Hon'ble Sr. Civil Judge Court at Mahabubabad in EP., filed in OP.No. 89/1996 under Contingency Fund.

3) Pursuant to the letter received from Govt., Pleader for TR&B in the reference third cited and based on the directions of the Govt., issued in the reference fourth cited, the District Collector, Warangal in the reference fifth cited while furnishing the calculations sheets, has stated that, one of the claimants in OP.No.89/96, Sri Parkala Somasunder Reddy has filed WP.No. 6318/2009 in the High Court. The High Court passed orders directing to deposit the enhanced compensation. Further, Sri Parkala Somasunder has filed Contempt Case.No.1200/2009 for non

implementation of High Court orders. He has further stated that the amount deposited towards half of the decretal charges appropriated first from Land Value, Addl. Market Value and thereafter from Interest. Due to variations in the calculations sheets, the Assistant of Tahsildar Office approached the Govt., Pleader for TR&B along with revised calculation sheet amounting to Rs. 59, 09,911/- which was calculated according to the Gurpreeth Singh Judgment. The Govt., Pleader had verified the calculation sheet and pointed out some defects and informed that, the interest should be calculated on the enhanced compensation amount from the date of taking over possession i.e., 28.9.1988 at 9% per annum for one year and thereafter 15% per annum till the date of realization. As per the instructions of G.P., and Hon'ble Court orders, the revised calculation was submitted by the Tahsildar, Mahabubabad to an amount of Rs. 76,35,330/- which was approved and communicated to the LAO/Tahsildar, Mahabubabad with a direction to contact the Govt., Pleader for TR&B for appraising before the Hon'ble Court in CC.No.1200/2009.

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4) In the reference sixth cited, the Engineer-in-Chief (R&B) SR, Hyd., has stated that the E.E., Mahabubabad has informed that the Tahsildar, Mahabubabad has approached the Govt., Pleader for TR&B, High Court of A.P., on 24.3.2011 and submitted the correct calculation sheet along with attested copies (5) for Rs. 76,35,330/- as desired by Govt., Pleader for TR&B, High Court. Hence, he has requested to accord sanction balance decretal amount of Rs. 42,51,672/- at an early date.

5) Government after careful examination of the matter hereby accord administrative sanction of Rs. 42,51,672/- towards payment of balance decretal charges in CC.No. 1200/2009 in WP.No. 6318/2009 in OP.No. 89/1996 for acquiring the land for formation of by-pass road at Mahabubabad and Gummudur villages of Mahabubabad Mandal, Warangal District for depositing in the Hon'ble Court of Sr. Civil Judge, Mahabubabad.

6) The amount sanctioned in Para (05) above shall be met from the provision of Rs. 5.00 Crores available under the Head of Account "5054 - 04 - MH.800 - GH.11 - SH(08) - Other Roads- 530 - 532 - Lands" from 1st Quarter L.O.C., already released.

7) The Engineer-in-Chief (R&B) SR, Hyderabad shall take further necessary action accordingly.

8) This order issues with the concurrence of Finance (Expr.PW) Dept., vide their U.O.No. 11262-A/436/Expr.PW/A2/12, dt. 2-5-2012.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P. SINGH
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Engineer-in-Chief (R&B) SR, Hyd.

Copy to: The District Collector, Warangal.

The Govt., Pleader for TR&B, A.P. High Court.

The Finance (Expr.PW) Dept.

The Accountant General, A.P., Hyd.

The Pay & Accounts Officer, A.P., Hyd.

The Dist., Treasury Officer, Warangal District.

The P.S. to Minister for R&B

The P.S., to Prl. Secy., to Govt., (R&B)

Sf/Sc

// FORWARDED :: BY ORDER //

SECTION OFFICER